

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/661,499

Filing Date

September 15, 2003

First Named Inventor

Peter W. MERZ

Art Unit

1733

Examiner Name

John L. Goff II

Attorney Docket Number

3003257-7046222001

ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Fee Attached☒ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/
Incomplete Application☐ Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s)
(please identify below):**Remarks****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm

Bingham McCutchen LLP

Signature

Printed Name

Bruce J. Boggs, Jr.

Date

January 19, 2006

Reg.
No.

32,344

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
Peter W. MERZ)	Group Art Unit: 1733
Application No.: 10/661,499)	Examiner: John L. Goff II
Filed: September 15, 2003)	Confirmation No.: 7404
For: ADHESIVES FOR VEHICLE BODY)	
MANUFACTURING)	

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a response to the Office Action issued December 19, 2005, in connection with the subject application.

By the Action, the Examiner has required a restriction between a) claims 1-8, 24 and 25, said to be drawn to a 2-component resin system (Group I), and b) claims 9-23 and 27-43, said to be drawn to a method of sealing (Group II). In response to the requirement, applicant hereby elects the claims of Group II, i.e., claims 9-23 and 27-43. This election, however, is made with traverse.

As noted in applicant's parent application, according to M.P.E.P. § 803, a restriction requirement should not be made unless there is a serious burden on the Examiner to examine all the claims in a single application. This is true even when other proper grounds for restriction exist. Here, the subject matter of the identified groups of claims are so closely related that their respective searches are co-extensive. Since it does not appear that there is

an undue burden associated with examining all the claims in a single application, withdrawal of the restriction requirement is requested.

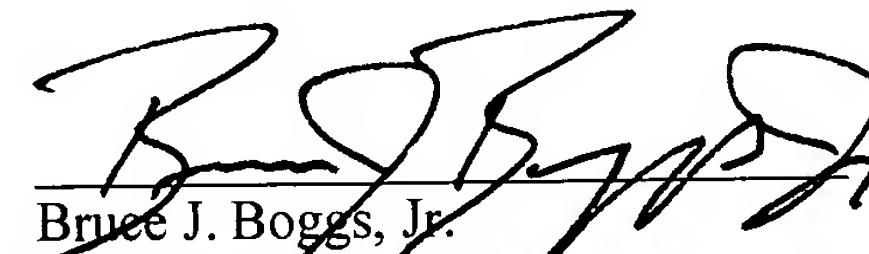
If the Examiner has any questions concerning any aspect of this matter, he is invited to telephone the undersigned at his earliest convenience.

The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2518.

Respectfully submitted,
BINGHAM MCCUTCHEN, LLP

Date: January 19, 2006

By:


Bruce J. Boggs, Jr.
Registration No. 32,344

Bingham McCutchen LLP
Three Embarcadero Center
San Francisco, California 94111-4067
Local Telephone: (202) 778-6150
Local Facsimile: (202) 778-6155